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Federal Communications Commission Washington. D.C. 20554

November 13, 2002

Mr. Charles Crawford 4553 Bordeaux Ave. Dallas. Texas 75205



This is in response to the petition for rule making you filed on September 27, 2002. requesting the allotment of Channel 240A at Hemphill, Texas, as the community's first local aural transmission service.

A preliminary review of your petition indicates that it is nor acceptable for consideration at this time. Your proposal is short-spaced to the licensed site for Station KYKZ(FM), Channel 241C, Lake Charles, Louisiana. Although the proposed coordinates (31-27-31 NL and 93-51-48 WL) clear Station KYKZ(FM)'s construction permit site (File No. BPH-20020111AAR) for Channel 241C1 at Lake Charles, your request would be dependent upon the ultimate licensing of the facilities it specifies, and we do not accept contingent petitions for rulemaking. See Cut and Shoot, Texas, 11 FCC Rcd 16383(1996).

Therefore, for the reason stated above, we are returning you: petition. If and when construction of the modified facilities for Station KYKZ(FM) is completed and a licensed issued, you may resubmit you petition if it is in full compliance with our rules.

Sincerely.

John A Karousos, Assistant Chief

Audio Division Media Bureau

RECEIVED & INSPECTED

SEP 2 7 2002

FCC - MAILROOM

Before the Federal Communications Commission Washington, D.C. 20554

In the Matter of)		
Amendment of 73.202 (b)	}	MM Docket No.	
Table of Allotments)		
FM Broadcast Stations)		
(Hemphill,TX))		

To: John Karousos, Assistant Chief Audio Division of the Media Bureau

PETITION FOR RULE MAKING

Pursuant to 47 C.F.R. 1.401, Charles Crawford respectfully petitions the FCC to institute a Rule Making proceeding to amend the FM Table of Allotments to add Channel 240A at **Hemphill**, Texas.

D1SCUSSION

Petitioner respectfully submits that the public interest would be served by allocating Channel 240A to **Hemphill**, Texas, as that community's first competing FM transmission service. **Hemphill** is an incorporated city with a population in excess of 1,106 people. **Hemphill** has its own mayor, Robert Hamilton, its own school system, its own post office, its own fire department, its own city hall and a number of local churches. The proposed channel 240A will provide additional diversity and an outlet for local self-expression to **Hernphill** residents and therefore is in the public interest.

Petition for Rule Making Hemphill, Texas Page 2

Attached hereto is a channel study confirming that Channel 240A can be allocated to **Hemphill**, Texas, consistent with the FCC's FM separation rules. See revision of FM Assignment Policies and Procedures, 90 FCC 2d 88 (1992). Note: KYKZ Lake Charles, Louisiana was granted a construction permit on May 10, 2002 to downgrade from channel 241C to 241C1.

Reference coordinates are:

31 2731 N 93 51 48 W

Should this petition be granted, and Channel 240A be allotted to **Hemphill,** Texas Petitioner will apply for Channel 240A, and after it is authorized, will promptly construct the new facility.

The information provided in this Petition for Rule Making is correct and true to the best of my knowledge.

Respectfully submitted,

Charles Crawford

4553 Bordeaux Ave. Dallas, Texas 75205

(214) 520-7077 Tele

(214) 443-9306 Fax

Love.txt

MAFFM search of channel 240A6 195.9 MHz), at N. 31 27 31, W. 93 51 48

Searching Channel 240A6	(95.9 MHz)	:				
CALL CITY	ST	CHN CL	S DIST	SEPN	BRNG	CLEARA
NCE						
ALC DIBOLL	TX	238 Cl	U 85.9	75.0	266.20	10.9
990405 DIBOLL	TX	238 Cl	C 75.1	75.0	262.40	0.0
KAFX-F DIBOLL	TX	238 C1	L 85.9	75.0	266.20	10.9
XHRYAF SOUTH FORT POLK	LA	239 A	U 67.7	68.0	121.10	- 0.3
550720 SOUTH FORT POLK	LA	239 A	C 72.8	72.3	118.3ø	0.8
KLKL MINDEN	LA	239 C2	L 125.5	106.0	14.5ø	19.5
KOZE-F MINDEN	LA	239 C2	U 140.2	106.0	19.40	34.2
NEW SOUTH FORT POLK	LA	239 A	A 71.1	72.0	129.00	- 0.3
ALC LAKE CHARLES	LA	241 C1	V 143.5	5 133.0	159.70	10.5
KEPM LAKE CHARLES	LA	241 C	U 136.7	165.0	158.4ø	-28.3
KYKZ LAKE CHARLES	LA	241 C	L 132.4	165.0	168.0∅	- 32.6
WHTR LAKE CHARLES	LA	241 Cl	A 143.5	133.0	159.70	10.5
ALC KILGORE	TX	241 C2	U 140.5	106.0	318.4ø	34.5
KKRZ KILGORE	TX	241 C2	C 143.4	106.0	314.80	37.4
KKTX-F KILGORE	TX	241 C2	L 134.4	106.0	318.10	28.4
W213BH KILGORE	TX	241 C2	C 143.3	105.0	314.70	37.3
ALC HUDSON	TX	242 A	U 86.6	51.0	265.50	35.6

